



FEDERAL ELECTION COMMISSION

Washington, D.C. 20463

MAY 04 2009

MEMORANDUM

TO: The Commission

FROM: Thomasenia P. Duncan
General Counsel

Ann Marie Terzaken
Associate General Counsel for Enforcement

BY: Susan L. Lebeaux *SLZ*
Assistant General Counsel

Delbert K. Rigby *DKR*
Attorney

SUBJECT: MUR 5887 (Republican Main Street Partnership-PAC, *et al.*)
Pre-Probable Cause Conciliation

Attached is a proposed conciliation agreement for Republican Main Street Partnership-PAC and Sarah Resnick, in her official capacity as treasurer ("RMSP-PAC"), which has been signed by Sarah Resnick. The agreement would settle RMSP-PAC's violations of 2 U.S.C. § 441a(a)(2) and 2 U.S.C. § 434b by making excessive contributions to Schwarz for Congress and failing to report the contributions. Attachment 1. RMSP-PAC has paid a civil penalty of \$2,500.

Also attached is a proposed conciliation agreement for Schwarz for Congress and Robert Schuler, in his official capacity as treasurer ("Schwarz Committee"), which has been signed by counsel for the Schwarz Committee. The agreement would settle the Schwarz Committee's violations of 2 U.S.C. § 441a(f) and 2 U.S.C. § 434b by accepting excessive contributions from RMSP-PAC and failing to report the contributions. Attachment 3. The Schwarz Committee has paid a civil penalty of \$2,500.

Therefore, we recommend that the Commission accept the conciliation agreements with Republican Main Street Partnership-PAC and Sarah Resnick, in her

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official capacity as treasurer, and Schwarz for Congress and Robert Schuler, in his official capacity as treasurer, and close the file as to all Respondents.

III. RECOMMENDATIONS

1. Accept the attached conciliation agreement with Republican Main Street Partnership-PAC and Sarah Resnick, in her official capacity as treasurer.
2. Accept the attached conciliation agreement with Schwarz for Congress and Robert Schuler, in his official capacity as treasurer.
3. Approve the appropriate letters.
4. Close the file as to all Respondents.

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